

# ORIGINAL

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA

FILED  
U.S. DISTRICT COURT  
AT AUGUSTA, GA

2003 AUG 26 P 2-12

DUBLIN DIVISION

*B McCarthy*  
CLERK'S OFFICE  
SOUTHERN DISTRICT OF GEORGIA

TERRY LAMAR BAKER, )  
                        )  
Plaintiff,            )  
                        )  
v.                     ) CV 309-022  
                        )  
MARY ALSTON, Johnson State Prison, )  
et al.,                )  
                        )  
Defendants.          )

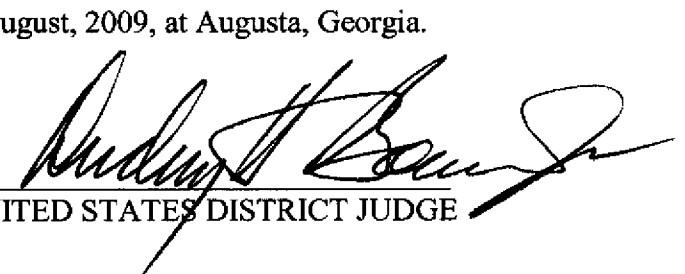
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## ORDER

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After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which no objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is **ADOPTED** as the opinion of the Court. Therefore, Plaintiff's claim concerning his right testicle, and his claims that occurred subsequent to his filing this case, are **DISMISSED** without prejudice for failure to exhaust administrative remedies, and Defendants Souter, Morris, Lewis, and Henderson are **DISMISSED** from the case.

SO ORDERED this 26<sup>th</sup> day of August, 2009, at Augusta, Georgia.

  
UNITED STATES DISTRICT JUDGE